

THE HON'BLE SRI JUSTICE P.S.NARAYANA

-
WRIT PETITION NO.25705 of 2006

-
DATED 11.12.2006

Between:

Chigurapti Atma Rao.

.. PETITIONER

versus

The Vijayawada, Guntur, Tenali, Mangalagiri,
Urban Development Authority, Vijayawada,
represented by its Vice Chairman, and another. .. RESPONDENT

WRIT PETITION NO.25705 of 2006

ORDER:

The matter is coming up for admission today. Heard Sri G.Narasimha Rao, learned counsel representing the writ petitioner and Ms.Aruna, learned Standing Counsel has taken notice on behalf of respondents 1 and 2.

2. The Writ Petition is filed for a Writ of mandamus declaring the action of the 1st respondent in non-granting stay of all further proceedings in pursuance of the order dated 20.9.2006 pending appeal filed in support of the appeal filed under Section 42(3) of A.P. Urban Areas (Development) Act, 1975 against the final orders in RC No.C5-2443/2005, dated 20.9.2006 issued under Sections 42(1) and 43 of A.P. Urban Areas (Development) Act, 1975 in proposing to demolish the structures already constructed in RS No.586/2 of Gollapudi village, Vijayawada Rural Mandal, Krishna District as arbitrary, illegal and against the provisions of the Act and to set aside the above said final order and pass such other suitable orders.

3. Several factual details had been narrated in paragraphs 2 to 8 of the affidavit filed in support of the Writ Petition. It is also stated that though it is a fit case, the appellate authority did not pass any interim

order in the appeal.

4. In the facts and circumstances, without expressing any further opinion about the merits and demerits of the matter, it is just and appropriate to direct the appellate authority-1st respondent to dispose of the appeal filed by the petitioner at an early date preferably within a period of four (04) weeks. Till the appeal is disposed of, status quo obtaining as on today to be maintained.

5. The Writ Petition is disposed of with the above direction. No costs.

11.12.2006

SSR